

JFK ASSASSINATION SYSTEM
IDENTIFICATION FORM

AGENCY INFORMATION

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RECORD NUMBER : 104-10331-10063
RECORD SERIES : JFK
AGENCY FILE NUMBER : PROJFILES-CORRESPONDENCE

Released under the John
F. Kennedy
Assassination Records
Collection Act of 1992
(44 USC 2107 Note).
Case#:NW 53217 Date:
06-22-2017

DOCUMENT INFORMATION

AGENCY ORIGINATOR : CIA
FROM : ASST. GENERAL COUNCIL
TO : IPC COORDINATOR, CHIEF, HRG, DCI/IR
TITLE : SUBJECT: LESAR V. CIA, PROPOSED SETTLEMENT AGREEMENT
SENT TO JIM LESAR, F91-1334
DATE : 06/15/1993
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SUBJECTS : STIPULATION
JFK ASSASSINATION

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W/ATT

[R] - ITEM IS RESTRICTED 104-10331-10063

OGC-93-51982

15 June 1993

MEMORANDUM FOR: Information and Privacy Coordinator
Chief, Historical Review Group
DCI/IRO

FROM: Robert J. Eatinger, Jr.
Assistant General Counsel
Litigation Division, OGC

SUBJECT: Lesar v. CIA, Proposed Settlement Agreement
Sent to Jim Lesar, F91-1334

Attached for your files is a copy of the Stipulation of Settlement and Dismissal signed by the court in the referenced FOIA litigation. This case is over.



Robert J. Eatinger, Jr.

Attachment

93-03761

IN THE
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

JUN 07 1993

Clerk, U.S. District Court
District of Columbia

JAMES H. LESAR

Plaintiff,

v.

CENTRAL INTELLIGENCE AGENCY,

Defendant.

CA No. 92-2215 CRR

STIPULATION OF SETTLEMENT AND DISMISSAL

Plaintiff, James H. Lesar, and defendant, the Central Intelligence Agency ("CIA") hereby stipulate and agree, subject to Court approval, as follows:

1. Defendant enters into this Settlement Agreement voluntarily, submitting that its actions have complied with the requirements of all applicable laws, rules and regulations. The parties agree that nothing in this Settlement Agreement is evidence of, or premised upon, a finding or admission of liability against the defendant, nor upon any violation of any applicable law, rule or regulation.

2. The records deemed to be at issue in this case are defined as those portions of the minutes of Director of Central Intelligence ("DCI") Morning Meetings, for meetings held on or between November 22, 1963 and December 31, 1979, that pertain to the assassination of President Kennedy or any investigation thereof.

3. Defendant agrees to process the records as defined in paragraph 2 of this stipulation pursuant to the President John F.

Kennedy Assassination Records Collection Act of 1992 (the "ARCA"), Pub. L. No. 102-526, 106 Stat. 3443 (Oct. 26, 1992) (to be codified at 44 U.S.C. § 2107 note).

4. Defendant agrees to provide to plaintiff, at no cost, copies of the documents after processing by defendants under the following conditions:

a. Where, after processing under the ARCA, records as defined in paragraph 2 are to be released in full (without redaction) to the public and are transferred by CIA to the National Archives and Records Administration ("NARA"), the CIA agrees to provide plaintiff with copies of such documents and the identification aids prepared by the CIA for such documents, within five (5) business days after their transfer to NARA;

b. Where, after processing under the ARCA, the CIA determines to postpone the public disclosure of portions of agency documents, under the standards contained in the ARCA, and notifies the Assassination Records Review Board (the "Review Board") of that decision, the CIA agrees to provide plaintiff with copies of such documents, redacted by the CIA to eliminate the information for which postponement of disclosure is sought, and the identification aids prepared for those documents within five (5) business days after the CIA transmits those documents to the Review Board; if appropriate, the identification aids prepared for such documents shall also be redacted to eliminate information for which postponement of disclosure is sought.

c. Where, after processing under the ARCA, the CIA

determines to postpone the public disclosure of agency documents in their entirety, under the standards contained in the ARCA, and notifies the Review Board of that decision, the CIA agrees to provide plaintiff with either copies of the identification aids prepared for such documents (if the identification aids can be disclosed without revealing information for which postponement is sought) or a list identifying those documents, to the extent such a list can be constructed without disclosing information sought to be postponed.

d. Should the Review Board overrule the CIA's decision to postpone the release of information in the documents at issue and determine that information contained in agency documents previously withheld by CIA should be publicly disclosed, and the President of the United States does not overrule the Review Board's determination as provided in section 9(d) of the ARCA, the CIA agrees to provide plaintiff, at no cost, with copies of documents containing the additional information ordered released by the Review Board within five (5) business days after the CIA transfers those documents to NARA.

5. Defendant's obligation to provide plaintiff with additional copies of documents ordered released by the Review Board shall terminate one (1) year after the termination of the Review Board.

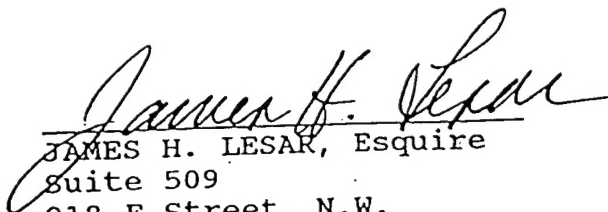
6. Defendant agrees to pay plaintiff \$120.00, representing plaintiff's filing fee.

7. In consideration of the foregoing, plaintiff agrees to

dismiss the above-captioned case, with prejudice.

8. This stipulation contains the entire agreement of the parties concerning the subject matter of this litigation and shall be effective upon Court approval.

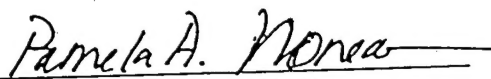
Respectfully submitted,


JAMES H. LESAR, Esquire
Suite 509
918 F Street, N.W.
Washington, D.C. 20004
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Dated: _____
Attorney for Plaintiff

STUART E. SCHIFFER
Acting Assistant Attorney General

J. RAMSEY JOHNSON
United States Attorney


ELIZABETH A. PUGH
PAMELA A. MOREAU

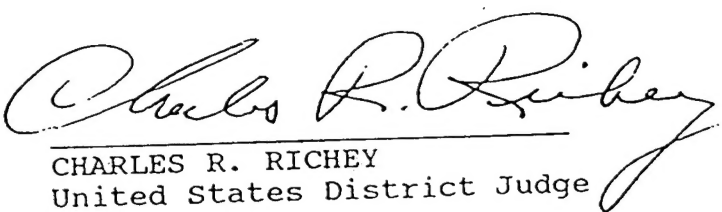
U.S. Department of Justice
Civil Division, Room 946
901 E Street, N.W.
Washington, D.C. 20530
Telephone: (202) 514-5751

Dated: 5/28/93

Attorneys for Defendants

APPROVED AND SO ORDERED:

7/7/93
DATE


CHARLES R. RICHEY
United States District Judge

DCI/OGC/RJE:ig 76105/ 15 Jun 1993

OGC-93-51982

Distribution:

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